



Receipt

Express Mail No. EV 534 875 982 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Hanna Abi-Saleh

Confirmation No. 6705 **RECEIVED**

Serial No.: 09/699,324

Art Unit: 2624 **AUG 30 2004**

Filed: October 27, 2000

Examiner: Pendergress, **OFFICE OF PETITIONS**

For: *Apparatus and Method for  
Automatically Learning Control  
Sequences of Application Programs*

Attorney Docket No: 60976-0038-US  
(formerly 9826-038-999) *13*

**PETITION TO CORRECT FILING DATE UNDER 37 CFR § 1.10(c)  
AND REQUEST FOR CORRECTED FILING RECEIPT**

**MAIL STOP: PETITIONS**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby submit a petition under 37 CFR § 1.10(c) requesting correction of the filing date of the above-referenced application.

The following documents are enclosed in support of Applicants' petition to correct the filing date:

1. A true copy of the Express Mail label number EL 451 595 335 US clearly showing the "date-in" notation by the United States Postal Service as October 27, 2000, along with a copy of the Express Mail Certification;
2. A copy of the postcard and Fee Calculation Sheet filed in connection with the above-referenced application which shows that the Express Mail number EL 451 595 335 US placed on each piece of correspondence matches the Express Mail receipt number on the Express Mail label;
3. A marked-up copy of the Official Filing Receipt, with the correction shown in red ink.

**REMARKS**

On October 27, 2000, Attorney for Applicants filed the above-referenced nonprovisional patent application in the U.S. Patent Office using the Express Mail procedures in accordance with 37 CFR § 1.10. The U.S. Postal Service entered October 27, 2000 as the "date-in."

On January 19, 2001, the U.S. Patent Office mailed to Applicants' Attorney an Official Filing Receipt which incorrectly listed the filing date of the application as October 30, 2000. Accordingly, Applicants hereby petition the Commissioner to accord to the above-identified application a filing date of October 27, 2000, the date that Applicants deposited the application with the "Express Mail" facility of the U.S. Postal Service.

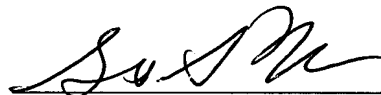
In view of the remarks presented above, Applicants respectfully submit that the requirements of 37 CFR § 1.10(c)(2) and (3) for correcting the filing date have been met by the enclosed documents. Therefore, it is respectfully requested that the Commissioner grant Applicants' petition to correct the filing date of the above-referenced application.

Upon correction of the filing date, Applicants request that a corrected filing receipt showing the filing date of October 27, 2000 be forwarded to Applicants.

No fee is believed owed in connection with this petition. However, should the Commissioner determine otherwise, please charge the required fee to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (Order No. 60976-0038-US). This form is submitted in duplicate for such purpose.

Respectfully submitted,

Date: August 23, 2004



Gary S. Williams  
**Morgan, Lewis & Bockius LLP**  
3000 El Camino Real, Suite 700  
Palo Alto, CA 94306  
650-843-4000

31,066  
Reg. No.

PATENTS ONLY



DATE: October 27, 2000

THE EXPRESS MAIL NUMBER OF THE DAY IS EL 451 595 335 US

THE PERSON TAKING EXPRESS MAIL  
TO THE POST OFFICE IS: KEVIN ISAACS

EL 451 595 335 US

### EXPRESS MAIL CERTIFICATION

Date of Deposit October 27, 2000 I hereby certify that the below-listed papers or fees were inserted into a package that was addressed to the Assistant Commissioner For Patents, Washington, D.C. 20231 and was deposited by me with the United States Postal Service "Express Mail Post Office Addressee" service under 37 C.F.R. §1.10 on the date indicated above.

Signature

h02

Date:

10/27/00

ATTY/SEC	DUE DATE	CLIENT NUMBER	DESCRIPTION
LAC/BBM/jwc	27 Oct 2000	8484-005-999	CPA Request Transmittal (dupl); Petition for Extension of Time (3 mo., dupl); Return Post Card.
SBA/SSS/yc	11/30/00	10460-003-999	Amendment, Response to OA (dupl pg 11); Exhibit A; Exhibit B; Exhibit C; Exhibit D; Exhibit E; return postcard.
BMP/AMP/NNM/yc	n/a	8907-088-999	Request for Continued Examination (RCE) transmittal (dupl); Petition to Extend Time (3 mo dupl); return postcard.
WSG/bj	n/a	9842-0276-999	Continuation Transmittal; 14 sheets of formal drawings; Application and Declaration as filed in the prior application; postcard
WSG/bj	n/a	9797-0078-999	Continuation Transmittal; 14 sheets of formal drawings; Application and Declaration as filed in the prior application; postcard
WSG/bj	n/a	9826-0038-999	Application Transmittal; Declaration; Recordation Form Cover Sheet; Assignment; application with drawings; postcard
GSW/lj	11/5/00	9803-0082-999	Transmittal; Power of Attorney by Assignee Revoking Previous Powers of Attorney; Amendment after Final Rejection; postcard



# POST OFFICE TO ADDRESSEE



\*E L N 5 1 5 9 5 3 3 5 U S \*

EL451595335US

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SERVICE GUARANTEE AND LIMITS  
ON INSURANCE COVERAGE



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Label 11-F July 1997

## ORIGIN (POSTAL USE ONLY)

PO ZIP Code 1128	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In 1/27/00	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$
Time In 11:28 AM	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight 2.13 lbs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input checked="" type="checkbox"/> Holiday	Acceptance/Clerk Initials BT	Total Postage & Fees \$ 18.50

## CUSTOMER USE ONLY

METHOD OF PAYMENT:  
Express Mail Corporate Acct. No. X940998  
Federal Agency Acct. No. or  
Postal Service Acct. No.

☐ WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is not required if signature is requested.  
I wish delivery to be made without obtaining signature of addressee or addressee's agent (in delivery employee judges  
that article can be left in secure location) and I authorize that delivery employee's signature to me as valid proof of  
delivery.  
☐ NO DELIVERY ☐ Weekend ☐ Holiday  
Customer Signature

FROM: (PLEASE PRINT) PHONE ( )  
PENNIE & EDMONDS LLP  
3300 HILLVIEW AVE  
PALO ALTO CA 94304-1203

TO: (PLEASE PRINT) PHONE ( )  
ASSISTANT COMMISSIONER  
OF PATENTS & TRADEMARKS  
GENERAL DELIVERY  
WASHINGTON DC 20231-0001

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Express Mail No. EL 451 595 335 US First Class Mail ( )  
Date Mailed October 27, 2000  
Ser. No. To be assigned Filed Herewith  
Inventor ABI-SALEH  
For APPARATUS AND METHOD FOR AUTOMATICALLY LEARNING CONTROL  
SEQUENCES OF APPLICATION PROGRAMS

- |  |                                 |
|--|---------------------------------|
| (x) <del>Amendment</del> Declaration           | ( ) Fee Address Indication Form |
| ( ) Amendment                                  | ( ) Fee Calculation             |
| (x) Application <u>44</u> Pages                | ( ) Issue Fee Transmittal       |
| (x) <u>22</u> Claims <u>20</u> Drawings sheets | ( ) Letter                      |
| ( ) Appeal, Notice of                          | ( ) Oral Hearing Req./Confirm.  |
| ( <del>xxx</del> ) Assignment                  | ( ) Petition to Extend Time     |
| ( ) Brief (in triplicate)                      | ( ) Pet. under 37 C.F.R.        |
| ( ) Declaration & Power of Attorney            | ( ) Power of Attorney           |
| ( ) Design Application                         | Associate w/Revocation          |
| ( ) Disclaimer                                 | ( ) Sequence Listing w/Computer |
| ( ) Disclosure Statement                       | Readable and Paper Copies       |
| ( ) w/refs. ( ) w/o refs.                      | ( ) Small Entity Statement      |
| ( ) Drawings Formal                            | ( ) Status Letter               |
| Sheets Figures                                 | (x) Transmittal Letter          |

Other: Recordation Form Cover Sheet

File No. 9826-0038-999 Sender: WSG/bj



Express Mail No.: EL 451 595 335 US

**PENNIE & EDMONDS LLP**  
COUNSELORS AT LAW  
3300 Hillview Avenue  
Palo Alto, CA 94304  
(650) 493-4935

ATTORNEY DOCKET NO. 9826-038-999

Date: October 27, 2000

Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, D.C. 20231

Sir:

The following utility patent application is enclosed for filing:

Applicant(s): Hanna Abi-Saleh

Executed on: October 23, 2000

Title of Invention: APPARATUS AND METHOD FOR AUTOMATICALLY LEARNING CONTROL SEQUENCES OF APPLICATION PROGRAMS

**PATENT APPLICATION FEE VALUE**

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	22	-20	2	\$18.00 each	\$ 0.00
Independent	2	-3	1	\$80.00 each	\$ 80.00
Minimum Fee					\$ 710.00
Multiple Dependency Fee If Applicable (\$260.00)					\$ 0.00
Total					\$ 790.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern (a verified statement as to the applicant's status is attached)					- \$ 0.00
Total Filing Fee					\$ 790.00

Also enclosed:

- ☒ Declaration by the inventor;
- ☒ Assignment with Recordation Form Cover Sheet; and
- ☒ 20 sheets of informal drawings (15 figures).

Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150 (order no. 9826-038-999). A copy of this sheet is enclosed.

Respectfully submitted,

\_\_\_\_\_  
William S. Galliani  
PENNIE & EDMONDS LLP

33,885

(Reg. No.)

This form is not for use with continuation, divisional, re-issue, design or plant patent applications.



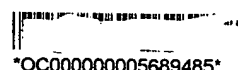
## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/699,324 ✓	<del>10/30/2000</del> 10/27/2000	2622	746	9826-038-999	20	22	2

CONFIRMATION NO. 6705

## FILING RECEIPT



\*OC000000005689485\*

PENNIE & EDMONDS LLP  
3300 Hillview Avenue  
Palo Alto, CA 94304

Date Mailed: 01/19/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

✓ Hanna Abi-Saleh, Cambridge, MA;

## Continuing Data as Claimed by Applicant

✓ THIS APPLICATION IS A CIP OF 09/495,459 02/01/2000

## Foreign Applications

If Required, Foreign Filing License Granted 01/18/2001

Projected Publication Date:

Non-Publication Request: No

Early Publication Request: No

RECEIVED  
PENNIE & EDMONDS

FEB 01 2000  
GSW-244  
CA OFFICE

## Title

Apparatus and method for automatically learning control sequences of application programs ✓

## Preliminary Class

358

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Data entry by : GEBRESILASSIE, FREWOINI Team : OIPE

Date: 01/19/2001



**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231